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10/643,601	08/18/2003	John R. Hind	RSW920030079US1 (099)	5066

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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

	Application No.	Applicant(s)
Office Action Summary	10/643,601	HIND ET AL.
	Examiner	Art Unit	
	Ashley D. Turner	2154	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE <u>3</u> MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.
- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1) ☒ Responsive to communication(s) filed on *8/18/2003*.
2a) ☐ This action is **FINAL**.   2b) ☒ This action is non-final.
3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4) ☒ Claim(s) *1-20* is/are pending in the application.
    4a) Of the above claim(s) _____ is/are withdrawn from consideration.
5) ☐ Claim(s) _____ is/are allowed.
6) ☒ Claim(s) *1-20* is/are rejected.
7) ☐ Claim(s) _____ is/are objected to.
8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9) ☐ The specification is objected to by the Examiner.
10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
    Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
    Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
    a) ☐ All   b) ☐ Some * c) ☐ None of:
      1. ☐ Certified copies of the priority documents have been received.
      2. ☐ Certified copies of the priority documents have been received in Application No. _____.
      3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
    * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) ☒ Notice of References Cited (PTO-892)
2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3) ☒ Information Disclosure Statement(s) (PTO/SB/08)
    Paper No(s)/Mail Date *8/18/2003*.
4) ☐ Interview Summary (PTO-413)
    Paper No(s)/Mail Date. _____.
5) ☐ Notice of Informal Patent Application
6) ☐ Other: _____.

DETAILED ACTION

Claim Rejections - 35 USC § 101

1.   35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

Claims 9-12 are re rejected under 35 U.S.C. 101 because the claimed invention is directed to non- statutory subject matter.

Independent claim 9, which is drawn to a system for circumventing the operation of content blocking logic in a markup delivery system, the system comprising: detections logic for detecting content blocking logic; and variable aliasing logic responsive to said detecting logic, said variable aliasing logic having a configuration for replacing content references in markup with aliases for said references. For the claim to be statutory it must result in useful, concrete, tangible results. Regarding the system of claim 9 in paragraph [0035] the instant specification intransigence evidences that claim 9 is software per se hence it is non –statutory.

Claims 10-12, which are dependent on claim 9, are rejected for the same, as they also contain non-statutory subject matter.

Claim Objections

1. The Examiner withdraws the objections of claims 2, 8,12,14,20 so Applicant's arguments are moot.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form

the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless —

(a) The invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for a patent.

3. Claims 1,2,7,9,11,13,14 are rejected under 35 U.S.C. 102 (b) as being anticipated by

Gnagy et al hereinafter Gnagy (US 7,058,633 B1).

Referring to claim 1, a method for circumventing the operation of content blocking logic

in a markup language document delivery system, the method comprising the steps of:

determining the operation of content blocking logic; locating in markup a reference to

content (Col.3 lines25-35); replacing in said markup said reference with an alias i.e.

substitute file   (Col.5 lines 65- Col. 6 lines 17); and, serving said markup to a requesting

browser (Col. 1 lines 50-64); whereby said replacement with said alias circumvents the

operation of said content blocking logic(Col. 5 lines 31-47).

Claim 13 are likewise rejected using the same reasoning and citations for claim 1 since

they recite identical limitations and are distinguished only by statutory category.

Referring to claim 2, Gnagy discloses all the limitations of claim 2 which is described above. Gnagy also discloses subsequent to serving step, replacing said alias with a new alias; and serving said markup with said new alias to the requesting browser (Col. 1 lines 50-64) and (Col. 3 lines 25-30).

Claim 14 are likewise rejected using the same reasoning and citations for claim 1 since they recite identical limitations and are distinguished only by statutory category.

Referring to claim 7 Gnagy discloses the all the limitations of claim 7 which is described above. Gnagy also discloses wherein said replacing step comprises the step of formulating said alias from said reference; and replacing said reference with said alias (Col.5 lines 65- Col. 6 lines 17).

Claim 19 are likewise rejected using the same reasoning and citations for claim 7 since they recite identical limitations and are distinguished only by statutory category.

Referring to claim 9 Gnagy discloses a system for circumventing the operation of content blocking logic in a markup delivery system, the system comprising: detection logic for detecting content blocking logic, and variable aliasing logic responsive to said detecting logic, said variable aliasing logic having a configuration for replacing content references in markup with aliases for said references (Col.5 lines 65- Col. 6 lines 17).

Referring to claim 11, further comprising an alias table comprising a plurality of entries,

each entry correlating an alias with corresponding content (Col. 4 lines 15-34).

Claim Rejections - 35 USC § 103

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all

obviousness rejections set forth in this Office action:

> (a) A patent may not be obtained though the invention is not identically disclosed or described as set
> forth in section 102 of this title, if the differences between the subject matter sought to be patented and
> the prior art are such that the subject matter as a whole would have been obvious at the time the
> invention was made to a person having ordinary skill in the art to which said subject matter pertains.
> Patentability shall not be negatived by the manner in which the invention was made.

Claim 8 is rejected under 35 U.S.C 103(a) as being unpatentable over Wolfe (US

6,397,246) and in view of Iwamoto (US 5,715,462).

Referring to claim 8, Wolfe discloses encoding a string based upon a uniform resource

identifier (URI) in said reference (Col.2 lines 50-57); interspersing at least one file

system delimiter in said encoded string to generate a simulated path to said

supplemental content (Col.2 lines 33-40); combining a network address for a local file

system with said simulated path (Col.2 lines 33-40); and, recording said simulated path

and a correlation to said reference in an alias table for use when de-referencing said

URI into said simulated path(Col.4 lines lines 20-26) and (Col. 8 lines 35-40). Wolfe did

not disclose formulating said alias from said reference; and, replacing said reference

with said alias. The general concept of formulating said alias from said reference; and,

replacing said reference with said alias is well known in the art as taught by Iwamoto.

Iwamoto discloses formulating said alias i.e. substitute file from said reference i.e.

system files; and replacing said reference with said alias (Abstract lines 4-10). It would

have been obvious to one of ordinary skill in the art at the time of the invention to modify

Wolfe to include formulating said alias from said reference; and, replacing said

reference with said alias in order to provide backup files for the original file in the event

the original file is corrupted.

Claim 20 is rejected under 35 U.S.C 103(a) as being unpatentable over Gnagy (US

7,058,633 B1) in view of Wolfe (US 6,397,246) further in view of Iwamoto (US

5,715,462).

Referring to Claim 20 Gnagy discloses all the limitations of claim 20 which is described

above. Gnagy did not disclose encoding a string based upon a uniform resource

identifier (URI) in said reference; interspersing at least one file system delimiter in said

encoded string to generate a simulated path supplemental content; combing a network

address for a local file system with said simulated path; and, recording said simulated

path and a correlation to said reference in an alias table for use when de-referencing

said URI said simulated path. The general concept of encoding a string based upon a

uniform resource identifier (URI) in said reference interspersing at least one file system

delimiter in said encoded string to generate a simulated path to said supplemental

content; combining a network address for a local file system with said simulated path;

and, recording said simulated path and a correlation to said reference in an alias table

for use when de-referencing said URI into said simulated path is well known in the art

as taught by Wolfe. Wolfe discloses encoding a string based upon a uniform resource

identifier (URI) in said reference (Col.2 lines 50-57); interspersing at least one file

system delimiter in said encoded string to generate a simulated path to said

supplemental content (Col.2 lines 33-40); combining a network address for a local file

system with said simulated path (Col.2 lines 33-40); and, recording said simulated path

and a correlation to said reference in an alias table for use when de-referencing said

URI into said simulated path(Col.4 lines lines 20-26) and (Col. 8 lines 35-40). It would

have been obvious to one of ordinary skill in the art at the time of the invention to modify

Gnagy to include encoding a string based upon a uniform resource identifier (URI) in

said reference interspersing at least one file system delimiter in said encoded string to

generate a simulated path to said supplemental content; combining a network address

for a local file system with said simulated path; and, recording said simulated path and a

correlation to said reference in an alias table for use when de-referencing said URI into

said simulated path in order to provide protection from large surges in traffic. Wolfe did

not disclose formulating said alias from said reference; and, replacing said reference

with said alias. The general concept of formulating said alias from said reference; and,

replacing said reference with said alias is well known in the art as taught by Iwamoto.

Iwamoto discloses formulating said alias i.e. substitute file from said reference i.e.

system files; and replacing said reference with said alias (Abstract lines 4-10). It would

have been obvious to one of ordinary skill in the art at the time of the invention to modify

Wolfe to include formulating said alias from said reference; and, replacing said

reference with said alias in order to provide backup files for the original file in the event

the original file is corrupted.

6. Claim 3, 15 are rejected under 35 U.S.C 103(a) as being unpatentable over Gnagy

(US 7,058,633 B1) and in view of Beaumont (US 2002/0169890 A1).

Referring to claim 3 Gnagy discloses all the limitations of claim 3 which is described

above. Gnagy also discloses wherein said new alias is selected from a set of aliases

(Col. 3 lines 15-30). Wolfe did not disclose in a round- robin manner. The general

concept of having a set of aliases in a round robin manner is well known in the art as

taught by Beaumont. Beaumont discloses a set of aliases in a round robin manner

([0004] lines 5-10). It would have been obvious to one of ordinary skill in the art at the

time of the invention to modify Wolfe to include a set of aliases in a round robin manner

in order to allow data to hop from one device to another until it reaches its destination.

Claim 15 is likewise rejected using the same reasoning and citations for claim 3 since

they recite identical limitations and are distinguished only by statutory category.

7. Claims 4 and 16 are rejected under 35 U.S.C. 103(a) as being unpatentable over)

Gnagy (US 7,058,633 B1)and in view of www.acky.net/html/meta.sht "How to insert

META tags."

Referring to claim 4 Gnagy discloses all the limitations of claim 4 which is described

above. Gnagy also discloses performing said locating; replacing and serving steps with

a new alias (Col.3 lines25-35) (Col.5 lines 65- Col. 6 lines 17). Gnagy did not disclose

inserting a refresh tag in said markup to command a refreshing of said markup with in a

shortened period of time. The general concept of inserting a refresh tag in said markup

to command a refreshing of said markup with a shortened period of time is well known

in the art as taught by " How to insert META tags". The article "How to insert META

tags" discloses steps on how to insert a refresh tag using META tags. It would have

been obvious to one of ordinary skill in the art to include inserting a refresh tag in said

markup to command a refreshing of said markup with shortened period of time in order

to allow the web browser to automatically refresh the current page.

Claim 16 is likewise rejected using the same reasoning and citations for claim 4 since

they recite identical limitations and are distinguished only by statutory category.

8. Claim 5 rejected under 35 U.S.C 103(a) as being unpatentable over Gnagy (US

7,058,633 B1) in view of Cai (US2004/0172468 A1) and further in view of Prabhakar

(US 2005/0010662 A1).

Referring to Claim 5, Gnagy discloses all the limitations of claim 5 which are described

above. Gnagy did not disclose "wherein said determining step comprises the steps of:

tracking a number of references to content disposed in said markup; further tracking a

number of requests for content produced when rendering said markup; and, determining

that content blocking has occurred when a difference between said references and said

requests exceeds a threshold value." The general concept of tracking a number of

references to content disposed in said markup; further tracking a number of requests for

content produced when rendering said markup is well known in the art taught by Cai.

Cai discloses tracking a number of references to content disposed in said markup

[0017] [0028];. further tracking a number of requests for content produced when

rendering said markup [0017] [0028];. It would have been obvious to one of ordinary

skill in the art at the time of the invention to modify Gnagy by Cali to include the

limitation "tracking a number of references to content disposed in said markup; further

tracking a number of requests for content produced when rendering said markup" in

order to provide security protection unit that protects the underlying computer system

from unauthorized intrusion resulting from redirection of applications as they process in

the multi-application environment.

Although the modified teachings of Wolfe shows substantial features of the claimed

invention, they further fail to expressly disclose. "determining that content blocking has

occurred when a difference between said references and said requests exceeds a

threshold value."

Nevertheless, "determining that content blocking has occurred when a difference

between said references and said requests exceeds a threshold" was well known in the

art at the time of the claim invention. In a similar field of endeavor, Prabhakar teaches,

"determining that content blocking has occurred when a difference between said

references and said requests exceeds a threshold" [0042]. Thus it would have been

obvious to one of ordinary skill in the art at the time of the invention to further modify

Gnagy by Prabhakar to include the limitations of "determining that content blocking has

occurred when a difference between said references and said requests exceeds a

threshold value." as taught by Prabhakar in order to provide security protection unit that

protects the underlying computer system from unauthorized intrusion resulting from

redirection of applications as they process in the multi-application environment.

9. Claim 6 rejected under 35 U.S.C 103(a) as being unpatentable over Gnagy (US

7,058,633 B1)in view of Prabhakar (US 2005/0010662 A1).

Referring to Claim 6 Gnagy discloses all the limitations of claim 6 which are described above. Gnagy did not disclose 'wherein said determining step comprises the steps of: statistically tracing instances of served content; and, determining that content blocking has occurred when a particular one of said served content has not been served as often as indicated by said statistical tracking." The general concept of statistically tracking instances of served content; and, determining that content blocking has occurred when a particular one of said served content has not been served as often as indicated by said statistical tracking is well known in the art as taught by Prabhakar. Prabhakar discloses the limitations of statistically tracing instances of served content; and, determining that content blocking has occurred when a particular one of said served content has not been served as often as indicated by said statistical tracking [0043]. It would have been obvious to one of ordinary skill in the art at the time of the invention to modify Gnagy by Prabhakar to include the limitation determining that content blocking has occurred when a particular one of said served content has not been served as often as indicated by said statistical tracking in order to provide security protection unit that protects the underlying computer system from unauthorized intrusion resulting from redirection of applications as they process in the multi-application environment.

Claim 12 rejected under 35 U.S.C 103(a) as being unpatentable over Gnagy (US 7,058,633 B1)in view of Kingberg (US 2003/0061515 A1).

Referring to Claim 10, Gnagy discloses all of the limitations of claim 10 which is

described above. Gnagy also discloses a system "wherein said variable aliasing logic is

communicatively coupled to a reverse proxy server . The gernal concept of wherein said

variable aliasing logic is communicatively coupled to a reverse proxy server is well

known in the art taught by Kingberg. Kingberg discloses wherein said variable aliasing

logic is communicatively coupled to a reverse proxy server (Pg. 5 [0065]). It would have

been obvious to one of ordinary skill in the art at the time of the invention to modify

Gnagy to include wherein said variable aliasing logic is communicatively coupled to a

reverse proxy server in order to provide security protection unit that protects the

underlying computer system from unauthorized intrusion resulting from redirection of

applications as they process in the multi-application environment.

Claim 12 rejected under 35 U.S.C 103(a) as being unpatentable over Gnagy (US

7,058,633 B1)in view of Omoigui (US 6,694,352 B1) further in view of Khanna (US

7,110407 B1).

Referring to claim 12 Gnagy discloses all the limitations of claim 12 which is described

above. Gnagy also discloses a formulator having a configuration for generating a

simulated path (Col.5 lines 65- Col. 6 lines 17). Gnagy did not disclose an address

encoder having logic for producing an encoded string based upon at least a portion of a

reference, a simulated path formulator coupled to said encoder, and, a translation table

configured to store said simulated path and at lest a portion of said reference. The

general concept of an address encoder having logic for producing an encoded string

based upon at least a portion of a reference is well known in the art as taught by

Khanna. Khanna discloses an address encoder having logic for producing an encoded

string based upon at least a portion of a reference (Col. 2 lines 47-57). It would have

been obvious to one of ordinary skill in the art at the time of the invention to modify

Gnagy by Khanna to include the limitation "an address encoder having logic for

producing an encoded string based upon at least a portion of a reference" in order to

provide security protection unit that protects the underlying computer system from

unauthorized intrusion resulting from redirection of applications as they process in the

multi-application environment.

Although the modified teachings of Gnagy shows substantial features of the claimed

invention, they further fail to expressly disclose. "a simulated path formulator coupled to

said encoder, a translation table configured to store said simulated path and at least a

portion of said reference."

Nevertheless, "a simulated path formulator coupled to said encoder, a translation table

configured to store said simulated path and at least a portion of said reference" was well

known in the art at the time of the claimed invention. In a similar field of endeavor,

Omoigui teaches: "a simulated path formulator i.e. URL coupled to said encoder, a

translation table i.e. database configured to store said simulated path and at least a

portion of said reference i.e. presentation" (Col. 10 lines 32-43). Thus, it would have

been obvious to one of ordinary skill in the art at the time of the invention to further

modify Gnagy by Omoigui to include the limitation "a simulated path formulator coupled

to said encoder, a translation table configured to store said simulated path and at least

a portion of said reference" in order to provide security protection unit that protects the

underlying computer system from unauthorized intrusion resulting from redirection of

applications as they process in the multi-application environment.

Response to Arguments

Applicant's arguments filed on 11/06/2007 have been fully considered but they are

deemed moot in view of the new grounds of rejections.

Conclusion

Any inquiry concerning this communication or earlier communications from the

examiner should be directed to Ashley d. Turner whose telephone number is 571-270-

1603. The examiner can normally be reached on Monday thru Friday 7:30a.m. -

5:00p.m..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Nathan Flynn can be reached at 571-272-1915. The fax phone number for

the organization where this application or proceeding is assigned is 571-270-2603.

Information regarding the status of an application may be obtained from the
Patent Application Information Retrieval (PAIR) system. Status information for
published applications may be obtained from either Private PAIR or Public PAIR.
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system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Patent Examiner: Supervisory Patent Examiner

Ashley Turner   Nathan Flynn
                                                    NATHAN FLYNN
Date: 1/16/08   SUPERVISORY PATENT EXAMINER
                                                    Date: _____